



2832

Patent
Attorney Docket: 844,004-240
(prev 263/232)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Eric Prophet

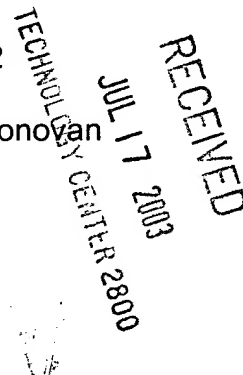
Serial No.: 09/972,033

Filed: October 4, 2001

For: ANCHORS FOR MICRO-ELECTRO-MECHANICAL SYSTEMS (MEMS) DEVICES

Group Art Unit: 2832

Examiner: Lincoln Donovan



EXPLANATORY LETTER (WITH EXHIBITS A & B)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant is having repeated difficulty in getting timely filed papers directed to Examiner Lincoln Donovan in the above-identified case. On April 4, 2003, Applicant filed via first class mail an Amendment and Response to the Office Action mailed on March 5, 2003. A copy of the Amendment and Response that was filed on April 4, 2003 together with its accompanying papers is attached to this letter as **Exhibit A**. Applicants have also included a photocopy of the date-stamped return postcard indicating that said Amendment and Response (with accompanying papers) were received by the USPTO on April 11, 2003. See Exhibit A.

Applicant's representative later became concerned when a routine check of the PAIR status of the above-identified Application failed to reflect receipt of the aforementioned Amendment and Response and accompanying papers. To make sure that Examiner Lincoln Donovan received a copy of the previously filed papers, Applicant filed on May 30, 2003, via facsimile transmission, a duplicate copy of the Amendment and Response and accompanying papers together with an explanatory letter. A copy of the

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

July 11, 2003
Date of Deposit
IR1:1045527.1

Denise Doss

Name of Person Mailing Paper

Signature of Person Mailing Paper

papers sent via facsimile to the USPTO is attached to this letter as **Exhibit B**. As seen by the Auto-Reply Facsimile Transmission from the USPTO, all 22 pages were received in the USPTO on May 30, 2003.

Applicant's representative again checked the PAIR status of the above-identified Application and there still was no indication in the PAIR records that either the originally filed Amendment and Response or the later filed facsimile copy of the Amendment and Response were received by the USPTO.

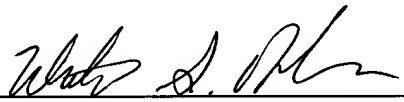
By this letter, Applicant is again providing another copy of the Amendment and Response filed with the USPTO on April 4, 2003. See Exhibits A & B. Because a fee was previously submitted to the USPTO with the prior filing, no fee is due.

If there are any questions concerning this filing, please contact the undersigned at (949) 737-2926.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: July 11, 2003

By: 
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MSD/dnd

34263



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